

THE HONORABLE RICARDO S. MARTINEZ

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT
OF WASHINGTON, TACOMA**

NW MONITORING LLC, a Delaware limited
liability company,

Plaintiff,

v.

SUSAN L. HOLLANDER, *et al.*,

Defendants.

Civil Action No. 3:20-cv-05572-RSM

**STIPULATED MOTION AND ORDER
REGARDING DISCOVERY AND FED. R.
CIV. P. 26(f) DEADLINES**

Noting Date: October 16, 2020

**STIPULATED MOTION REGARDING DISCOVERY
AND FED. R. CIV. P. 26(f) DEADLINES**

All Parties jointly file this Stipulated Motion Regarding Discovery and Fed. R. Civ. P. 26(f) Deadlines.

BACKGROUND

Plaintiff filed their Complaint (Dkt. 1) on June 16, 2020. On June 23, 2020, the Court issued an Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement that set the deadline

1 for the parties to conduct a Rule 26(f) conference as September 8, 2020; the deadline for initial
2 disclosures as September 14, 2020; and the deadline for filing a Combined Joint Status Report under
3 Rule 26(f) as September 21, 2020 (Dkt. 5).

4 On August 12, 2020, Defendants Jeffery D. Parkinson, 4319 Consulting, Inc., and the Marital
5 Community of Parkinson (defendants Parkinson) filed a Motion to Dismiss the complaint under Fed.
6 R. Civ. P. 12(b)(1) and 12(b)(6) for lack of subject matter jurisdiction and failure to state a claim for
7 relief, which, if granted, would be dispositive of the Complaint, and noted the motion on the Court's
8 calendar for September 11, 2020 (Dkt. 13).

9 On August 20, 2020, Defendants Susan L. Hollander and the Marital Community Comprised
10 of Susan L. Hollander (defendants Hollander) filed a Motion for Partial Dismissal of Plaintiff's
11 Complaint and joined in Defendant Parkinson's motion to dismiss and noted the motion on the Court's
12 calendar for September 11, 2020 (Dkt. 16).

13 On August 21, 2020, Defendant Charlene Wolfe (defendant Wolfe) filed a Joinder to the
14 Motion to Dismiss and Partial Motion to Dismiss (Dkt. 17 and 18).

15 On September 8, 2020, plaintiff filed an Opposition by Plaintiff in response to defendants'
16 motion to dismiss and partial motion to dismiss (Dkt. 19, 20, and 21).

17 On September 11, 2020, defendants Parkinson filed a reply in support of their motion to
18 dismiss (Dkt. 23) and defendant Hollander filed a reply in support of their motion for partial dismissal
19 (Dkt. 22).

20 On September 8, 2020, pursuant to an agreed request of counsel, the Court continued the
21 deadlines 45 days. The deadline to conduct a Rule 26(f) conference is now October 16, 2020; the
22 deadline for initial disclosures is now October 23, 2020; and the deadline for filing a Combined Joint

1 Status Report under Rule 26(f) is now October, 30, 2020.

2 Except as set forth above, no other pre-trial deadlines have been requested to date.

3 **MOTION**

4 Pursuant to Local Rule 7(d)(1), the parties jointly move that the Court enter an order as follows:

5 1. The deadline for the parties to conduct a Rule 26(f) conference shall be continued to
6 the later of December 15, 2020, or fourteen (14) days after the Court issues a ruling on Defendants'
7 Motions to Dismiss, if anything remains of the action at that time.

8 2. The deadline for the Defendants to file their respective Answers to the Complaint shall
9 be twenty (20) days after the Court issues a ruling on Defendants' Motions to Dismiss.

10 3. The deadline for the parties to exchange initial disclosures shall be continued to seven
11 (7) days after the continued Rule 26(f) conference deadline.

12 4. The deadline for the parties to submit a Joint Status Report to the Court shall be
13 continued to fourteen (14) days after the continued Rule 26(f) deadline.

14 DATED October 15, 2020.

YOUNGLOVE & COKER, P.L.L.C.

16 s/Gregory M. Rhodes

GREGORY M. RHODES, WSBA #33897

17 Attorney for Defendant Wolfe

18 DATED October 15, 2020.

PERKINS COIE, LLP

20 s/Christian W. Marcelo

DAVID A. PEREZ, WSBA #43959

21 CHRISTIAN W. MARCELO, WSBA #51193

Attorneys for Defendants Parkinson and 4319

22 Consulting, Inc.

1 DATED October 15, 2020.

BEAN LAW GROUP

2 s/Matthew J. Bean

3 MATTHEW J. BEAN, WSBA #23221

4 CODY FENTON-ROBERTSON, WSBA #47879

Attorneys for Defendants Hollander, M.D.

5 DATED October 15, 2020.

ZEHNDER LAW LLP

6 s/John E. Zehnder, Jr.

7 JOHN E. ZEHNDER, WSBA #29440

8 JOSEPH P. ZEHNDER JR., WSBA #28404

Attorneys for Plaintiff NW Monitoring LLC

9 **ORDER**

10 Pursuant to Stipulated Motion, IT IS SO ORDERED.

11 DATED this 16th day of October, 2020.

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15 RICARDO S. MARTINEZ

16 CHIEF UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of October, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

John E. Zehnder, Jr. and Joseph P. Zehnder

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DATED this 15th day of October, 2020.

/s/ Angie Dowell

Angie Dowell, Paralegal

Younglove & Coker, P.L.L.C.